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April 30, 1942

Mr. Geo. F. Senner,  
City Attorney  
Miami, Arizona

Dear Sir:

I have before me your letter of March 24th stating as follows:

"I am writing you for an interpretation on Chapter 83 (S.B. 17), page 178 of the 1941 Session Laws.

"What I wish to know is the interpretation of Section 2. How long has the Justice of the Peace to wait before he can give the plaintiff the right to file a sufficient bond to recover money caught on the defendant."

It is the opinion of this office that immediately after the answer of the garnishee is filed showing that he is indebted to the defendant, the plaintiff may file a bond, whereupon the Justice of the Peace shall immediately turn over to the plaintiff the money which has been turned in to him by the garnishee.

Yours truly,

JOE CONWAY  
Attorney General

W. E. POLLEY  
Assistant Attorney General

EARL ANDERSON  
Special Assistant  
Attorney General